

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Idaho State Office
1387 South Vinnell Way
Boise, Idaho 83709-1657

In Reply Refer To:
3802/3809 (933TC) P

March 29, 2004

EMS
Information Bulletin No. ID-2004-082

To: Idaho Field Offices
Attn: Geologists/Mining Engineers

From: Chief, Branch of Lands & Minerals

Subject: Surface Management Bond Forms 3809-1, 3809-2, 3809-4, 3809-4a, and 3809-5

Washington Office Instruction Memorandum No. 2004-118 dated March 1, 2004, identified the availability of five new or revised surface management bond forms, listed below. The forms will only be available from the Internal Forms Web Page at: <http://web.nc.blm.gov/blmforms/> and the External Forms Web Page at: <http://www.nc.blm.gov/blmforms/>. The new edition date for all the forms is January 2004. *Please destroy all previous editions.*

3809-1	Surface Management Surety Bond
3809-2	Surface Management Personal Bond
3809-4	Form for Bond Rider Extending Coverage of Bond to Assume Liabilities for Operations Conducted by Parties Other Than the Principal (Consent of Surety) RIDER
3809-4a	Surface Management Personal Bond Rider
3809-5	Notification of Change of Operator and Assumption of Past Liability

Attached are two-sided copies of Form 3809-1 (with Idaho State Office address filled in on page 2) and Form 3809-2. Please send these new forms to claimants with your "Financial Guarantee Required" letters. Also attached are two-sided copies of Form 3809-5, Notification of Change of Operator and Assumption of Past Liability. This is a new form, which is to be submitted by the operator for Field Office Manager approval. Regulations at 43 CFR 3809.116 require that obligations accrued or conditions created under an operation remain with that operator until (1) BLM accepts a satisfactory replacement financial guarantee adequate to cover the previously accrued obligations; **and** (2) BLM receives documentation that a transferee accepts responsibility for the transferor's previously accrued obligations. Once the Field Office Manager has signed Form 3809-5, send a copy to the Idaho State Office, Attn: Judy Phelps or Tracy Cron (ID-933MT).

State Office staff will process the Change of Operator Notice as it affects the bond and financial guarantee. Approval of the change of operator is subject to acceptance of a satisfactory bond. The State Office will notify the Field Office Manager of the acceptance or rejection of the new operator's bond and financial guarantee.

Once the bond and financial guarantee have been accepted, the Field Office should update LR 2000 with action code 672, Successor Operator, and change the Proprietor field to reflect the new operator.

Form 3809-4 and Form 3809-4a will be used by the State Office to process bond riders.

If you have any questions, please call Judy Phelps at (208) 373-3883.

Signed by:
Jimmie Buxton

Authenticated by:
Susanna M. Henry
Staff Assistant (ID-933)

3 Attachments

3809-1 (1 p), 5 copies (hard copies-sent separately)

3809-2 (1 p), 5 copies (hard copies-sent separately)

3809-5 (1 p), 5 copies (hard copies-sent separately)